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**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application No.:

09/990,777

Filed: November 21, 2001

Inventor(s):

M. Kevin Sorrels

Title:

PROTECTIVE GUARDS FOR FINGERS AND

**THUMBS** 

Examiner:

Unknown

Group/Art Unit:

3731

Atty. Dkt. No:

5588-00101

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

DATE OF DEPOSIT: 2.5.02

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail on the date indicated above and is addressed to:

ATTN: Box Missing Parts
Commissioner for Patents
West Forten DC 20221

Jo Ann Scott

## RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION MAILED DECEMBER 5, 2001

ATTN: Box Missing Parts Commissioner for Patents Washington, D.C. 20231

Sir:

Applicant encloses the following in response to the Notice to File Missing Parts of Nonprovisional Application:

- (1) Copy of Notice to File Missing Parts of Nonprovisional Application (1 page);
- (2) Declaration and Power of Attorney (2 pages);
- (3) Verified Statement (Declaration) Claiming Small Entity Status Independent Inventor (2 pages);

- (4) Fee Authorization in the amount of \$654.00 to cover the filing fee for a small entity as follows (2 pages):
  - \$ 370.00 -- basic filing fee;
  - \$ 219.00 -- surcharge for excess claims;
  - \$ 65.00 -- surcharge for late filing of declaration and fee; and
- (5) A return postcard.

If further extension of time is required, Applicant hereby respectfully requests the appropriate extension of time. If any fees are inadvertently omitted or if any additional fees are required or have been overpaid, please appropriately charge or credit those fees to Conley, Rose & Tayon, P.C. Deposit Account Number 50-1505/5588-00101/EBM.

Respectfully submitted

Eric B. Meyertons Reg. No. 34,876

CONLEY, ROSE & TAYON, P.C. P.O. BOX 398 AUSTIN, TX 78767-0398 (512) 703-1254 (voice) (512) 703-1250 (facsimile)

Data:



## United States Patent and Trademark Office



COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE

WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/990,777

11/21/2001

M. Kevin Sorrels

5588-00101

**ERIC B. MEYERTONS** CONLEY, ROSE & TAYON, P.C. P.O.BOX 398 AUSTIN, TX 78767-0398



**CONFIRMATION NO. 1822 FORMALITIES LETTER** \*OC000000007159885\*

Date Mailed: 12/05/2001

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

02/28/2002 NMOHAMM1 00000030 501505---09990770

01 FC:201 -- 370:00 CH

02 FC:203 135.00 CH 03 FE:202 .. 84.00\_CH. 04 FC:205 65.00\_CH

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$438.
  - \$270 for 15 total claims over 20.
  - \$168 for 2 independent claims over 3.
- The oath or declaration is missing.
  - A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1308.

03990770

Adjustment date: 03/01/2002 NMOHAMM1 02/28/2002 NMOHAMM1 00000030 501505 370 00 CR 01 FC:201 02 FC:203 135.00 CR 03 FC:202 84.00 CR 04 FC:205 65.00 CR

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09 Filed: November 21 Inventor(s): M. Kevin Sorrels		<ul> <li>§ Examiner: Unknown</li> <li>§ Group/Art Unit: 3731</li> <li>§ Atty. Dkt. No: 5588-00101</li> </ul>		
Title: PROTECTIVI FOR FINGER THUMBS		DATE OF DEPOSIT:  1 hereby certify that this c the United States Postal S class mail on the date indi	CATE OF MAILING ER 37 C.F.R. §1.8  orrespondence is being deposited with ervice with sufficient postage as first cated above and is addressed to: nissioner for Patents hington, DC 20231  Jo Ann Scott	
	§ §			

# <u>VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS</u> <u>INDEPENDENT INVENTOR</u>

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. § 1.27(a)(1) for purposes of paying reduced fees under Section 41(h) of Title 35 United States Code, to the Patent and Trademark Office with regard to the invention entitled PROTECTIVE GUARDS FOR FINGERS AND THUMBS, described in:

under contract or law to assign, grant, convey or license, any rights invention to any person who could not be classified as an independent in under 37 C.F.R. § 1.27(a)(1) if the person had made the invention, or concern which would not qualify as a small business concern under 37 C.27(a)(2) or a nonprofit organization under 37 C.F.R. § 1.27(a)(3); or  Each person, concern or organization to which I have assigned, conveyed, or licensed or am under an obligation under contract or law to grant, convey, or license any rights in the invention is listed below.* No the invention are held by any person, other than the inventor, who could not be classified as an independent in under 37 C.F.R. § 1.27(a)(3); or	$\boxtimes$	ne specification filed herewith. pplication serial no.: 09/990,777, filed November 21, 2001. atent no.:, issued
conveyed, or licensed or am under an obligation under contract or law to grant, convey, or license any rights in the invention is listed below.* No the invention are held by any person, other than the inventor, who could		I have not assigned, granted, conveyed or licensed and are under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.27(a)(1) if the person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.27(a)(2) or a nonprofit organization under 37 C.F.R. § 1.27(a)(3); or
qualify as an independent inventor under 37 C.F.R. § 1.27 (a)(1) or		Each person, concern or organization to which I have assigned, granted conveyed, or licensed or am under an obligation under contract or law to assign grant, convey, or license any rights in the invention is listed below.* No rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 C.F.R. § 1.27 (a)(1) or a small

Jeffery W. Henry 09/891,621

business concern under 37 CFR 1.27(a)(2); or by any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2) or a nonprofit organization under 37 CFR 1.27(a)(3).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities.

FULL NAME:		
ADDRESS: ☐ Individual	☐ Small Business Concern	☐ Nonprofit Organization
I acknowledge the duty	to file, in this application or patent	, notification of any change in

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Inventor's Full Name: M. Kevin Sorrels

Inventor's Signature: Multin John Softelin Date: 129/01





#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

09/990,777 Application No.: Examiner: Unknown Filed: November 21, 2001 § Group/Art Unit: 3731 Inventor(s): Atty. Dkt. No: 5588-00101 M. Kevin Sorrels CERTIFICATE OF MAILING § UNDER 37 C.F.R. §1.8 § I hereby certify that this correspondence is being deposited with § Title: **PROTECTIVE GUARDS** the United States Postal Service with sufficient postage as first § FOR FINGERS AND class mail on the date indicated above and is addressed to: ATTN: Box Missing Parts § **THUMBS** Commissioner for Patents Washingtop DC 20231 § § Jo Ann Scott § §

### **FEE AUTHORIZATION**

ATTN: Box Missing Parts Commissioner for Patents Washington, D.C. 20231

The Commissioner is hereby authorized to charge the following fees to Conley, Rose & Tayon, P.C. Deposit Account Number 50-1505/5588-00101:

- \$ 370.00 -- basic filing fee;
- \$ 219.00 -- excess claims fee; and
- \$ 65.00 -- surcharge for late filing of declaration and fee

Total Amount: \$654.00

Attorney Docket No.: <u>5588-00101</u>

M. Kevin Sorrels 09/990,777

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number. If the above mentioned account is found to have insufficient funds, the Commissioner is authorized to charge Conley, Rose & Tayon, P.C. Deposit Account Number 50-1623/5588-00101/EBM.

Respectfully submitted,

Eric B. Meyertons Reg. No. 34,876

Attorney for Applicant

CONLEY, ROSE & TAYON, P.C. P.O. BOX 398 AUSTIN, TX 78767-0398 (512) 703-1254 (voice) (512) 703-1250 (facsimile)

Date: